

AN ACT

TO BE SUBMITTED TO THE LEGAL VOTERS OF THE STATE OF WASHINGTON FOR THEIR APPROVAL OR REJECTION

AT THE

GENERAL ELECTION

TO BE HELD

On Tuesday, the Seventh day of November, 1916,

Proposed by Initiative Petition No. 18, filed in the office of the Secretary of State, Dec. 14, 1914, and transmitted to the Legislature Jan. 12, 1915, commonly known as Hotelmen's Liquor Measure.

(Will appear on the official ballot in the following form)

PROPOSED BY INITIATIVE PETITION TO THE LEGISLATURE AND REFERRED TO THE PEOPLE.

INITIATIVE MEASURE NO. 18, entitled "An act relating to alcoholic liquor; to remove burdensome restrictions upon the rights of householders to purchase and keep on hand alcoholic beverages for home consumption; to authorize the manufacture and sale of malt liquor; to authorize the furnishing of alcoholic beverages to guests in hotels; to authorize the granting of licenses to brewers, to their selling agents, and to hotel keepers; to restrict and regulate the business to be carried on under such licenses; declaring violations of such restrictions to be misdemeanors, and prescribing penalties therefor."

FOR Initiative Measure No. 18.....

AGAINST Initiative Measure No. 18.....

Initiative Measure No. 18

BALLOT TITLE

"An act relating to alcoholic liquor; to remove burdensome restrictions upon the rights of householders to purchase and keep on hand alcoholic beverages for home consumption; to authorize the manufacture and sale of malt liquor; to authorize the furnishing of alcoholic beverages to guests in hotels; to authorize the granting of licenses to brewers, to their selling agents, and to hotel keepers; to restrict and regulate the business to be carried on under such licenses; declaring violations of such restrictions to be misdemeanors, and prescribing penalties therefor."

AN Act relating to alcoholic liquor; to remove burdensome restrictions upon the rights of householders to purchase and keep on hand alcoholic beverages for home consumption; to authorize the manufacture and sale of malt liquor; to authorize the furnishing of alcoholic beverages to guests in hotels; to authorize the granting of licenses to brewers, to their selling agents, and to hotel keepers; to restrict and regu-

late the business to be carried on under such licenses; declaring violations of such restrictions to be misdemeanors, and prescribing penalties therefor.

Be it enacted by the People of the State of Washington:

SECTION 1. That the people of this state shall not be molested in their homes by inquisitive searching to discover the kinds and quantities of pro-

visions that may be therein at any time, nor required to obtain or pay for any permit to purchase within this state or import from without or to transport or cause to be transported to their homes or to keep on hand in their homes any kind of provisions for consumption therein; and within the intent and meaning of this section the word provisions comprehends beverages including spirituous, fermented, and malt liquors, provided that this section shall not be construed to authorize any family or individual to procure, transport, or keep on hand any such beverages to be sold, or to be disposed of otherwise than by consumption and use in customary and ordinary housekeeping.

SEC. 2. That it shall be lawful for any person, firm or corporation, who shall be licensed under the provisions of this act and who shall observe the requirements and restrictions prescribed in this act, to maintain and operate a brewery within any incorporated city in this state, and to manufacture malt liquor therein and to export, keep in storage, cause the transportation, sell and dispose of the productions of such brewery, within this state.

SEC. 3. That it shall be lawful for any proprietor, lessee or manager of a hotel within any incorporated city in this state having fifty or any greater number of sleeping rooms, furnished and kept for the accommodation of travelers, and sojourners, who shall be licensed under the provisions of this act and who shall observe the requirements and restrictions of this act, to supply to the guests of such hotel, in due course of the business of such hotel, spirituous, fermented, malt or other beverages, and to receive compensation therefor, and without obtaining or paying for any permit for doing so, to import such beverages from without the state, keep on hand sufficient quantities thereof to meet the requirements of the business authorized by this act, cause the same to be transported by private or common carriers to and delivered at hotels licensed pursuant to this act and to purchase, cause to be transported and keep on hand malt liquor manufactured in licensed breweries in this state.

SEC. 4. That the mayor and council, commissioners or other governing body of each incorporated city in this state, shall have, and are hereby granted the sole and exclusive authority and power, in their discretion, to issue licenses authorized by this act, but subject to the conditions and restrictions prescribed by this act.

Brewery licenses may be granted and issued to the proprietor or lessee of any brewery located within a city whose governing body shall issue the license, authorizing such proprietor or lessee to operate such brewery in the manufacture of malt liquor, and to export, cause to be transported out of the state by private or common carriers, to keep in storage the malt liquors manufactured in such brewery, and sell and dispose of the same within this state.

Holders of brewers' licenses issued under this act may employ selling agents in any incorporated city other than the city in which his, their or its brewery is situated, authorized to take orders from pharmacists or druggists for malt liquor prepared for medicinal use, and from licensed hotel-keepers for hotel supplies, and from individuals for home consumption, and to deliver the goods ordered to the respective purchasers: *Provided*, That every such agent must be licensed by the mayor and council, commissioners or other governing body of the city in which such agency is to be maintained, and the governing body of such city may grant or withhold such license in their discretion.

Hotel liquor licenses may be granted and issued to the proprietor, lessee or manager of any hotel in the class designated in section 3 of this act, situated within the limits of the city whose governing body issues the licenses to sell and dispose of alcoholic beverages to guests of the hotel, only.

SEC. 5. That each license issued under this act shall be for a period of one year, and the licensees shall pay therefor the amount of fees specified in this section, in advance to the treasurer of the city, who shall pay ten per cent thereof into the general fund of the state treasury and ninety per cent

thereof into the general fund of the city, and no part of such fees shall be subject to reclamation by licensees. The amount of such license fees shall be two thousand dollars for each brewer's license; three hundred dollars for each brewer's selling agent, and one thousand dollars for each hotel liquor license.

SEC. 6. That licenses issued pursuant to this act shall not be assignable nor transferable, except that hotel liquor licenses shall be appurtenant to the particular hotel designated therein and in case of a sale or transfer by lease of the business of such hotel the license may be assigned, with the consent of the governing body granting the license, to the successor of the proprietor or lessee named therein.

SEC. 7. That malt liquors manufactured in this state shall not be sold for consumption within the brewery nor in any place appurtenant to the brewery premises, nor to minors, nor to any person for the use of any minor.

SEC. 8. That malt liquors manufactured within this state may be exported in barrels, kegs, bottles or any form of package required by the trade, without any restriction as to purchasers or quantities.

SEC. 9. That malt liquors manufactured by licensed brewers for medicinal use, only, may be sold to pharmacists or druggists for resale; malt liquors manufactured by licensed brewers for use as beverages may be sold to licensed hotel-keepers for hotel supplies, only, in any form of container or package that may be required; malt liquors manufactured by licensed brewers for use as beverages may be sold or disposed of, only, in bottles, to consumers purchasing same for use at their respective places of abode.

SEC. 10. That hotels licensed to serve alcoholic beverages to guests under the provisions of this act shall be restricted as follows:

(a) No intoxicating liquor shall be sold, given or supplied to any minor, nor to any person for the use of any minor.

(b) No bar, or room, shall be kept or permitted as a resort for the pur-

chase or drinking of liquor within the hotel, nor in any place pertaining to the hotel premises.

(c) Guests of licensed hotels, requiring alcoholic beverages to be served with meals in a dining room, restaurant, grill-room or cafe within the hotel, shall sign written or printed order cards specifying the goods required.

(d) Guests to whom alcoholic beverages may be served, sold or delivered in licensed hotels shall be occupiers of sleeping rooms in the hotel, and their visitors, or partakers of meals in a dining room, restaurant, grill-room or cafe in the hotel.

(e) No alcoholic beverages shall be served, sold or disposed of in hotels to which liquor licenses shall have been granted pursuant to this act, except as required to comply with orders signed as provided in this act.

SEC. 11. That upon written orders therefor, licensed brewers may sell malt liquors, manufactured in the brewery designated in the license issued to him, them or it, for delivery to consumers at any place within this state, and it shall be lawful for any common carrier, or private carrier, to transport and deliver the same, and no additional license shall be required to confer a right to sell malt liquors for delivery at places beyond the boundaries of the city in which the brewery operated by a licensed brewer is situated, other than the selling agent's license provided for in this act.

SEC. 12. That purchasers of malt liquor from licensed brewers shall not be required to obtain permits to purchase, but no sale thereof at any one time to any purchaser, other than a pharmacist or druggist, or hotel-keeper having a license to furnish alcoholic beverages to guests, shall be for a less quantity than twelve quart bottles, export size, or twenty-four pint bottles, export size, nor of a greater quantity than forty-eight quarts.

SEC. 13. That for a willful violation of any section of this act, by any proprietor, lessee, manager or superintendent in charge of a brewery or hotel for which a license shall have been issued,

or by a licensed brewer's selling agent, the license of such offender shall be forfeited and the offender shall be guilty of a gross misdemeanor and on conviction thereof shall be punished by a fine not exceeding two thousand dollars, or by imprisonment in a county jail for a term not exceeding six months.

SEC. 14. That any other agent, servant or employee of any licensed brewer or hotel-keeper who shall sell, serve or dispose of spirituous, fermented or malt liquor in violation of any section of this act shall be guilty of a misdemeanor and on conviction thereof shall be punished by a fine of not exceeding one hundred dollars.

SEC. 15. That it shall be lawful for employees of licensed brewers, and hotel-keepers, common carriers, wharfingers, warehousemen, expressmen and teamsters and their employees to perform any act and render any service required to carry on the business of such brewers and hotel-keepers.

SEC. 16. That this act shall not be construed as if it were an amendment of any other act or law, and so long as it shall continue to be the latest expression of the will of the people of this state, it shall be held to be paramount to any conflicting provision of any previously enacted law, legalizing, regulating, restricting or prohibiting the purchasing, manufacturing, exportation, transportation, keeping, selling, or disposing of malt liquors manufactured in this state, or the serving, selling or disposing of alcoholic beverages in this state, in hotels of the class specified in this act, or the purchasing, importation, transportation or keeping of liquor supplies required to meet the demands of guests of such hotels.

SEC. 17. That this act shall take effect and be in force on and after the first day of January, 1916.

Passed the Senate, subject to referendum,....., 1915.

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Passed the House, subject to referendum,, 1915.

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AN ACT supplemental to Initiative Measure No. ... , to give effect to the petition proposing the same; referring the same to the people, for approval or rejection; ordering a special election and making an appropriation to carry this act into effect.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That the foregoing seventeen sections embodying the full text of Initiative Measure No. .. proposed by a petition signed by the necessary number of qualified electors of the state of Washington, having been duly passed by the legislature of the State of Washington at the present regular session, subject to approval or rejection by vote of the people, under the provisions of section one or article II, of the constitution of this state, is hereby referred for approval or rejection by direct vote of the qualified electors of this state; and the secretary of state is hereby directed to submit said Initiative Measure No. .. to the people to be voted on and to cause the publications and dissemination of information respecting the same to be made and given in conformity to the constitution of this state.

SEC. 2. That a special election for the purpose of voting on said Initiative Measure No. ... is hereby ordered to be held in all the voting places in this state on the second day of November, 1915, and the governor is hereby requested to issue a proclamation calling said special election. The time of opening and closing the polls on said date shall be the same as prescribed by law for regular general elections, and the voting on said Initiative Measure No... shall be by ballots conforming to the requirements prescribed by law; that the votes cast for and against said Initiative Measure No. ... shall be counted, returned and canvassed, and the results declared in the manner prescribed by law with respect to votes cast for candidates for state offices.

SEC. 3. That the sum of..... dollars, or so much thereof as may be necessary, is hereby appropriated to pay the necessary incidental expenses

of submitting said Initiative Measure No. to be voted on at said special election; the same to be paid out of the general fund of the state.

Passed the Senate, 1915.

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Passed the House, 1915.

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AFFIDAVIT.

STATE OF WASHINGTON, ss.
County of King,

Ferdinand Schmitz, being first duly sworn, deposes and says: My name is Ferdinand Schmitz, my residence and postoffice address is No. 4300 Alki Avenue, in the city of Seattle, State of Washington, and I am a legal voter of

the State of Washington. I am the proposer of a measure to be submitted to the legislature of the State of Washington, the full text of which is hereto attached, and I desire by petition of legally qualified electors of the State of Washington to order the referendum thereon.

FERDINAND SCHMITZ.

Subscribed and sworn to before me this twelfth day of December, 1914.

GEORGE W. BRIGHT,

[Notarial Seal.]

[Ten cent U. S. Revenue Stamp.]

Notary Public in and for the State of Washington, residing at Seattle.

STATE OF WASHINGTON—ss.

Filed in the office of Secretary of State, Dec. 14, 1914, and transmitted to the Legislature Jan. 12, 1915.

I. M. HOWELL, Secretary of State.